

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Anthony James Lee,

Plaintiff,

v.

**ORDER**

Civil No. 11-1763

City of Minneapolis, Officer  
Matthew Kipke, Officer Kevin  
Lazarchic, Officer David Hansen,  
Officer Gary Westlund, Officer Daniel  
Willis, and Sergeant Daniel  
Pommerenke, all in their individual  
and official capacities,

Defendants.

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Zorislav R. Leyderman, The Law Office of Zorislav R. Leyderman, Counsel  
for Plaintiff.

Sara J. Lathrop and Andrea K. Naef, Assistant Minneapolis City Attorneys,  
Counsel for Defendants.

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This matter is scheduled for trial commencing June 3, 2013. Before the  
Court are a number of motions in limine. Based on the record, files and  
proceedings herein:

IT IS HEREBY ORDERED:

- A. Defendants' Motions in Limine [Doc. No. 41] is GRANTED in part  
and DENIED in part as follows:**

- 1) Motion to Exclude Evidence that Criminal Charges Against the Plaintiff were Dismissed is DENIED;**
- 2) Motion to Exclude Evidence Regarding Policies or Procedures of the City of Minneapolis/Minneapolis Police Department is GRANTED; and**
- 3) Motion to Bifurcate Liability/ Compensatory Damages From Punitive Damages is GRANTED.**

- B. Plaintiff's Motion to Exclude Evidence of his Prior Convictions [Doc. No. 57] is GRANTED in part and DENIED in part as follows: Evidence as to Plaintiff's Prior Convictions for Fifth Degree Controlled Substance Crime and for False Information to Police are admissible for impeachment purposes. The Court will exclude evidence of the Prior Conviction of First Degree Damage to Property.**
- C. Plaintiff's Motion to Exclude Evidence Concerning Plaintiff's Mental Health, Status and History [Doc. No. 59] is DENIED;**
- D. Plaintiff's Motion to Exclude Certain Evidence Concerning Plaintiff's Physical Condition [Doc. No. 61] is DENIED;**
- F. Plaintiff's Motion to Exclude Civilian Review Authority ("CRA") Written Summary of Investigation and Panel Recommendation [Doc. No. 63] is GRANTED; and**
- G. Plaintiff's Motion to Exclude Evidence of Plaintiff's Prior Criminal Activities [Doc. No. 65] is DISMISSED AS MOOT.**

Date: May 30, 2013

s/ Michael J. Davis

Michael J. Davis

Chief Judge

United States District Court